

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

NATHANIAL CHAPMAN AND
PRINCESS SHELLI CHAPMAN,
Plaintiff,

v.

WILSON H. HORSLEY, M.D.,
HORSLEY EYE CENTER, P.C.
CLEAR VISION EYE CENTER, INC.,
HORSLEY EYE CLINIC, P.C.
Defendants

C.A. NO 1:09-cv-10325-JGD

**STIPULATION OF DISMISSAL WITH PREJUDICE AND WITHOUT COSTS AS
TO CLAIMS AGAINST DEFENDANT, CLEAR VISION EYE CENTER, INC.**

Now come the parties to the above-entitled action and, pursuant to Fed. R. Civ. P. 41(a)(1)(ii), hereby stipulate and agree that all claims asserted in the above-entitled action against the defendant Clear Vision Eye Center, Inc., shall be dismissed with prejudice, with each party to bear his/her/its own costs and attorneys fees, and with all rights of appeal waived.

No payment has been made on behalf of Clear Vision Eye Center, Inc. in consideration for this dismissal.

The Plaintiffs,
Nathaniel Chapman and
Princess "Shelli" Chapman,
By Their Attorneys,

/s/ Jeffrey N. Catalano
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The Defendants,
Horsley Eye Center, P.C.,
Horsley Eye Clinic, P.C., and
Clear Vision Eye Center, Inc.
By their Attorney,

/s/ J. Peter Kelley
J. Peter Kelley, BBO #599588
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The Defendant,
Wilson H. Horsley, M.D.
By his Attorneys,

/s/ Michael B. Barkley
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document will be served electronically to the attorney of records for each party via the ECF system.

11/24/2010
Date

/s/ J. Peter Kelley
J. Peter Kelley